

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

KEVIN COOK,

Plaintiff,

v.

LABORATORY CORPORATION OF
AMERICA, ADP, LLC, and STEPHEN
KRACHT, D.O.,

Defendants.

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CIVIL ACTION NO. 3:18-cv-01864-M

**DEFENDANT LABORATORY CORPORATION OF AMERICA HOLDINGS’
RULE 12(C) MOTION FOR JUDGMENT ON THE PLEADINGS**

Defendant Laboratory Corporation of America Holdings, incorrectly identified in the Original Petition as Laboratory Corporation of America, (“LabCorp”) hereby moves for judgment on the pleadings of Plaintiff Kevin Cook (“Plaintiff”) pursuant to Rule 12(c) of the Federal Rules of Civil Procedure for failure to plead facts sufficient to support a claim. As further grounds and also in support of its Motion, LabCorp incorporates its accompanying Memorandum of Law and supporting papers filed herewith.

WHEREFORE, for the reasons set forth above and in their accompanying Memorandum of Law and supporting papers filed herewith, LabCorp respectfully requests that the Court grant its Motion and that Plaintiff’s claims against LabCorp be dismissed.

Respectfully submitted,

/s/ Blake A. Bailey

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**ATTORNEYS FOR DEFENDANT
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AMERICA HOLDINGS**

CERTIFICATE OF SERVICE

On this 17th day of August, 2018, I electronically submitted the foregoing document with the clerk of the Court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I therefore certify that I have served all counsel of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Blake A. Bailey

Blake A. Bailey